

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

CHASIDY PLUNKARD	:	
	:	No. 1:18-CV-1536
	:	
	:	
Plaintiff	:	
	:	JURY TRIAL DEMANDED
	:	
v.	:	
	:	
CHARLES H. MARKS, D.O.	:	Assigned to: Judge
DUANE E. SIPES, M.D.,	:	Jennifer P. Wilson
CAYLA RABER, CRNP,	:	
WELLSPAN OB/GYN; and	:	
GREENCASTLE FAMILY	:	
PRACTICE	:	
	:	
	:	
Defendants :		

**STIPULATION OF VOLUNTARY DISMISSAL
OF DEFENDANTS, DUANE E. SIPES, M.D., CAYLA RABER, CRNP
and GREENCASTLE FAMILY PRACTICE, NUN PRO TUNC,
PURSUANT TO FED. R. CIV. P. 41(a)(1)(A)(ii)**

1. Plaintiff, by counsel and pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), hereby stipulates that the claims against Defendants, Duane E. Sipes, M.D. [“Dr. Sipes”], Cayla Raber, CRNP [“CRNP Raber”] and Greencastle Family Practice, only, shall be discontinued and ended *with*

prejudice, preserving all procedural and substantive rights to proceed in these actions against all remaining defendants.

2. All of Plaintiff's claims against Defendants, Charles H. Marks, D.O. and Wellspan OB/GYN, are fully preserved and are not limited, reduced, barred, released or impacted in any way by this Stipulation.

3. The sole purpose of this Stipulation is to discontinue, dismiss, and end all claims against Duane E. Sipes, M.D., Cayla Raber, CRNP and Greencastle Family Practice, only, *with prejudice*, with the same force and effect as though Duane E. Sipes, M.D., Cayla Raber, CRNP and Greencastle Family Practice had never been a party in this action.

4. Dr. Sipes and CRNP Raber will make themselves available to testify at trial and their appearance shall be coordinated on their behalf by their undersigned counsel below.

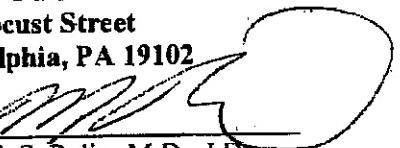
5. This document does not constitute, nor shall it be deemed to constitute, a release of any kind.

6. The caption shall be amended in a manner consistent with this Stipulation.

7. This Stipulation may be executed in counterparts and filed with the Court when all counterparts have been fully executed.

**Kline & Specter, P.C.
The 19th Floor
1525 Locust Street
Philadelphia, PA 19102**

Date: 9/17/20

By: 
Mark S. Polin, M.D., J.D.
(Counsel for Plaintiffs)

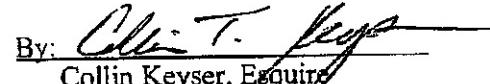
**Cipriani & Werner, P.C.
1011 Mumma Road, Suite 201
Lemoyne, PA 17043**

Date: 9/30/20

By: 
Cindy N. Ellis, Esquire
(Counsel for Duane E. Sipes, M.D.,
Cayla Raber, CRNP and Greencastle
Family Practice)

**Saxton & Stump, LLC – Lancaster
280 Granite Run, Drive, Suite 300
Lancaster, PA 17601**

Date: 9/29/20

By: 
Collin Keyser, Esquire
(Counsel for Charles H. Marks, D.O. and
Wellspan OB/GYN)

CERTIFICATE OF COMPLIANCE

I certify that this filing complies with the provisions of the *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.

Submitted by: CIPRIANI & WERNER, P.C.

Signature: Crystal L. Nemetz

Crystal L. Nemetz, Paralegal to Leigh Ellis, Esquire
and Cindy Ellis, Esquire

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the foregoing were served upon all counsel of record this 30th day of September 2020, by emailing and depositing said copy in the United States Mail, postage prepaid, first class delivery, and addressed as follows:

Mark S. Polin, M.D., J.D., Esquire
Kline & Specter, P.C.
The Nineteenth Floor
1525 Locust Street
Philadelphia, PA 19102
Counsel for Plaintiff

Collin Keyser, Esquire
Stephen J. Fleury, Jr., Esquire
Saxton & Stump, LLC - Lancaster
280 Granite Run Drive, Suite 300
Lancaster, PA 17601
Counsel for Charles H. Marks, DO and Wellspan OB/GYN

CIPRIANI & WERNER, P.C.

By: Crystal Nemetz
Crystal Nemetz, Paralegal for
Leigh A.J. Ellis, Esquire and Cindy N. Ellis, Esquire